

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

STATE OF NEBRASKA,  
STATE OF MISSOURI,  
STATE OF ARKANSAS,  
STATE OF IOWA,  
STATE OF KANSAS, and  
STATE OF SOUTH CAROLINA,

*Plaintiffs,*

v.

JOSEPH R. BIDEN, Jr.,  
in his official capacity as the President of  
the United States of America;

MIGUEL CARDONA, in his official  
capacity as Secretary, United States  
Department of Education; and

UNITED STATES DEPARTMENT OF  
EDUCATION,

*Defendants.*

No. 4:22-cv-01040

**MOTION FOR TEMPORARY RESTRAINING ORDER**

Plaintiff States move this Court for a temporary restraining order (TRO) under Fed. R. Civ. P. 65 to enjoin Defendants from implementing or enforcing their Mass Debt Cancellation for student loans, which is set to occur at the beginning of October 2022, and to enjoin Defendants from publishing a waiver or modification under the Higher Education Relief Opportunities for Students Act of 2003 (HEROES Act) to effectuate the Mass Debt Cancellation. Plaintiffs ask that the TRO remain in place until the Court rules on their contemporaneously filed motion for preliminary injunction. In support of this motion, States rely on the arguments contained in the accompanying memorandum.

If the Court denies this request for a TRO request, Plaintiffs ask the Court to immediately rule on their related request for a preliminary injunction. Doing so would allow Plaintiffs to seek relief from the appellate court before unpaid student loan debt starts disappearing.

Dated: September 29, 2022

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**CERTIFICATE OF SERVICE**

I hereby certify that, on September 29, 2022, a true and correct copy of the foregoing and any attachments were filed electronically through the Court's CM/ECF system, to be served on counsel for all parties by operation of the Court's electronic filing system for all parties who have appeared and to be served on those parties who have not appeared in accordance with the Federal Rules of Civil Procedure or other means agreed to by the parties.

/s/ Michael E. Talent  
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